

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JC828 U.S. PTO
09/943441
08/30/01

In re CIP patent application:)
)
Hai H. Trieu) Before the Examiner
) (Unknown)
Serial No. Unknown)
) Group Art Unit 3738
Filed August 30, 2001)
)
INTERVERTEBRAL DISC NUCLEUS) Our Ref.: 4002-2643
IMPLANTS AND METHODS)

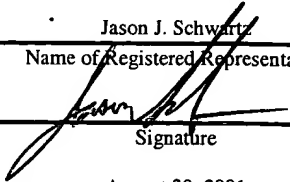
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INFORMATION DISCLOSURE STATEMENT

Hon. Assistant Commissioner of Patents
Washington, D. C. 20231

Sir:

Pursuant to the duty of disclosure embodied in 37 C.F.R. §1.56, Applicants wish to bring to the attention of the Examiner the references listed on the enclosed Information Disclosure Statement. As many of these references have been cited in the parent patent application Serial No. 09/650,525, filed August 30, 2000, and are noted with an asterisk (*) beside the patent number, copies of these references are not included herein in accordance with 37 C.F.R. § 1.98(d). The remainder of the listed references are newly cited, and copies are enclosed in accordance with 37 C.F.R. §1.98(a)(2).

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on	
August 30, 2001	_____
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Jason J. Schwartz	_____
Name of Registered Representative	_____
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The identified information, taken alone or in combination with other art, provides information relating to the subject matter of the invention, but fails to teach, disclose or suggest the present invention. The filing of this Information Disclosure Statement shall not be construed as an admission that the information cited is, or is considered to be, material to patentability as defined in §1.56(b).

This Statement is being submitted with the application. It is believed that no fee is required for consideration of the submitted items. Should any fee be required, however, please charge such fee to Deposit Account No. 23-3030, but not to include any payment of issue fees.

Respectfully submitted,

By: _____

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Applicant's Substitute for 1449A⁷

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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Sheet

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of

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Application Number

Filing Date

August 30, 2001

First Named Inventor

Hai H. Trieu

Group Art Unit

Examiner Name

Attorney Docket Number

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Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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		*3,867,728		Stubstad et al.	02-25-1975	
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		Office ³	Number	Kind Code ⁵ (if known)				
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			*WO 95/31946		Smith & Nephew PLC	11-30-1995		
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¹ Unique citation designation number. ² See attached Kinds of U.S. Patent documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached. ⁷ In-house version of PTO/SB/08A (10-96).

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Applicant's Substitute for 1449A⁷

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			EP0 077 159 A1		Brian Atkins Eng	04-20-1983		
			WO 93/14801		Wilk	08-05-1993		
			EP0 732 093 A2		Sofamor Danek Group	09-18-1996		
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SUPPLEMENTAL INFORMATION DISCLOSURE CITATION (Use several sheets if necessary) Page 6 of 6 Page		Atty. Docket No. 4002-2643	Serial No.
		Applicant Hai H. Trieu	
		Filing Date August 30, 2001	Group
Examiner Initial		PUBLICATION	
		<u>Surgical Technique Using Bone Dowel Instrumentation for Anterior Approach</u> , pp.1-19, Sofamor Danek USA	
		<u>Reduced Profile Instrumentation, "Surgical Technique"</u> , J. Kenneth Burkus, M.D., John D. Dorchak, M.D., pp. 1-24, Sofamor Danek USA (1999)	
Examiner		Date Considered	
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